

RECEIVED
CENTRAL FAX CENTER

JAN 02 2008

REMARKS

Applicant appreciates the Examiner's thorough review of the Application. Applicant also appreciates the telephone interview courteously granted to Applicant's Counsel Clifford D. Hyra on December 13, 2007. Claims 1 - 12 remain pending in the Application.

Kindly consider the attached Declaration under 37 CFR §1.132 and the printout of the first page of the cited publication, WO 2004/041334. The inventors of the present Application, Jorgen Rasmussen and Soren Christup, were also the sole inventors of the entire subject matter of the cited publication, which was therefore not "by another". As a result, the rejection of all Claims under 35 U.S.C. 102(e) over that publication is improper and should be withdrawn.

As there are no other rejections, it is believed that the Application is now in condition for allowance. Should this Response result in anything other than allowance, Applicant respectfully requests the favor of a phone call to the undersigned in the interest of an expeditious disposal.

RECEIVED
CENTRAL FAX CENTER

JAN 02 2008

TELEPHONIC INTERVIEW RECORD

Applicant appreciates the telephone interview courteously granted to Applicant's Counsel Clifford D. Hyra on December 13, 2007. The proper format for a 37 CFR §1.132 declaration was discussed, as well as possible supporting evidence. The Examiner did not suggest any particular format, but did recommend filing a copy of the publication showing that the listed inventors are the same as in the present Application. The Examiner advised that a copy retrieved from the esp@cenet website would be acceptable. As a result, Applicant has attached a copy of the front page of the publication, highlighting the listed inventors.

CONCLUSION

Reconsideration and allowance of all claims are respectfully requested.

Respectfully,



James C. Wray, Reg. No. 22,693
Clifford D. Hyra, Reg. No. 60,086
1493 Chain Bridge Road, Suite 300
McLean, Virginia 22101
Tel: (703) 442-4800
Fax: (703) 448-7397

Date: January 2, 2008